

COUNCIL MINUTES
TIGARD CITY COUNCIL MEETING
July 9, 2002

Mayor Griffith called meeting to order at 6:30 p.m.

Council Present: Mayor Griffith; Councilors Moore, Patton, and Scheckla.

➤ BRIEFING ON THE URBAN GROWTH BOUNDARY (UGB) REVIEW
PROCESS BY METRO STAFF

Metro Representatives Present: Brenda Bernards, Senior Regional Planner; Lydia Neill, Principal Regional Planner; David Bragdon, Metro Councilor; and Carl Hosticka, Metro Councilor.

Metro Councilor David Bragdon introduced this topic. Metro is currently reviewing the 20-year land capacity of the UGB. Three of these sites are near Tigard boundaries with two sites (identified as Tier One, Areas 63 and 64) as being the most likely to be eventually added to the City of Tigard. Area 65 is adjacent to King City. Council received written information from Community Development Director Hendryx reviewing the issues associated with this potential expansion:

1. Allow for park acreage in the expansion areas when projecting future densities.
2. Allocate acreage for parks-deficient Bull Mountain in the expansion areas.
3. Create a mechanism to pay for parks in expansion areas.

Metro Representatives discussed with the Council the policy issues for which they would like input including:

- How much of the future growth should be accommodated within the UGB (increased densities within town centers and along corridors)?
- What are the concerns about the maintenance of separation between communities (referred to Sherwood, Tualatin, and Wilsonville)?
- Should most of future expansion occur in a single area or should it be assigned piecemeal?
- Should needs that develop because of growth be addressed on a regional or sub-regional basis?

After discussion, the summary of the key points brought out included the following:

- the City would most likely ultimately have the planning authority for Tier 1 areas 63 and 64
- the City would like to see a requirement that areas must annex before development occurs
- the City would like for Metro to formally acknowledge that areas identified as residential also will need to provide for commercial and industrial sites to provide service or employment to the residents
- the City does not want new regulations to be imposed on Town Centers, since opening up a new public hearing process before the newly established Town Centers have time to evolve would be detrimental to the regional center concept
- the City would like Metro to support parks system development charges on a uniform basis
- there is a deficiency of large-lot industrial areas in the region and sites need to be identified for this use in Metro's study area
- the Bull Mountain area will likely become part of the City of Tigard in the future (a question of "when?") – a survey is now being conducted about the question of annexing this area and the Tigard Council will have some information in August about whether annexation will occur in the near future

In August, Mike Burton, Metro Executive Director, will make a recommendation to the Metro Council about whether there is sufficient capacity within the current UGB to meet growth needs. It is suspected that additional land will be needed to accommodate the growth. After Mr. Burton submits his report, the Metro Council will begin its review. Additional technical information will be released in about two weeks.

1. BUSINESS MEETING

- 1.1 Call to Order – Mayor Griffith called the City Council & Local Contract Review Board to order at 7:35 p.m.
- 1.2 Roll Call: Mayor Griffith; Councilors Moore, Patton and Scheckla
- 1.3 Pledge of Allegiance
- 1.4 Council Communications & Liaison Reports:

Mayor noted he had received a number of compliments about the Tigard Balloon Festival and 4th of July events.

1.5 Call to Council and Staff for Non-Agenda Items: None

2. VISITOR'S AGENDA

- Pavel Goberman, P O Box 1664, Beaverton, Oregon, noted that he had been a candidate for the Bureau of Labor and that he plans to run against Senator Wyden in 2004. Mr. Goberman said he was a fitness instructor. He would like to give speeches for educational purposes to citizens about health and fitness activities; however, library staff would not give him permission to lecture in a room at the library. He noted that he has been able to do this at other libraries in the area. Assistant to the City Manager Newton said she would have staff determine what the differences are between Tigard's policies relating to programming or use of rooms and other area libraries.

3. CONSENT AGENDA: Motion by Councilor Scheckla, seconded by Councilor Patton to approve the Consent Agenda as follows:

3.1 Approve Council Minutes for June 11 and June 18, 2002

3.2 Receive and File:

- a. Council Calendar
- b. Tentative Agenda

3.3 Local Contract Review Board:

- a. Award Contract for Construction of O'Mara Street Sanitary Sewer Reimbursement District No. 23 to Fisher Construction, Inc.

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

4. BRIEFING ON "CELEBRATE OUR COMMUNITY" EVENTS

Assistant to the City Manager Newton presented the staff report on this item. Council consensus was to support the proposed events and for staff to proceed with planning. The events are briefly described as follows:

Events of September 11, 2001 impacted local communities, including Tigard, in addition to the devastation and tragedy experienced in New York City and Washington D.C. Plans are being made nationally and locally to provide opportunities to respectfully commemorate the first anniversary of that date. There will be a variety of events on Wednesday, September 11, and volunteer

projects in local communities September 11 – September 14. The City of Tigard staff has done some preliminary planning for a community gathering in the evening of September 11 at Cook Park and for volunteer opportunities on Saturday, September 14. Three volunteer projects are set on 14th at Summerlake Park. The most significant activity on September 14th would be planting a grove to trees in Summerlake Park, which would serve as a permanent commemoration of this event and a tribute to the Tigard community. Other volunteer activities would include planting trees and shrubs in Fanno Creek Park and improving the riparian area.

5. POLICE DEPARTMENT OVERVIEW

Chief Ron Goodpaster reviewed a PowerPoint slide presentation, highlighting the activities of the Police Department.

After the presentation, in response to Council member questions, Chief Goodpaster reported that the main issue at Washington Square is theft related. Chief Goodpaster advised that he has been talking with Washington Square representatives about establishing a substation in the Center for an officer outpost. He reported that the Department works closely with Washington Square security personnel.

Chief Goodpaster said Tigard police offers do not work traffic patrol on I-5, but assist other law enforcement officers as needed on this highway.

6. PUBLIC HEARING TO CONSIDER AN ORDINANCE REPEALING TIGARD MUNICIPAL CODE CHAPTER 11.05 PERTAINING TO RESIDUAL SOLID WASTE

- a. Mayor Griffith opened the public hearing
- b. Finance Manager Tom Imdieke presented the staff report, which is on file in the City Recorder's office.
- c. There was no public testimony.
- d. Staff recommended repealing Tigard Municipal Code Chapter 11.05 relating to residual solid waste because of a recent decision by the United States Court of Appeals for the Ninth Circuit Court.
- e. Mayor Griffith closed the public hearing.

- f. Motion by Councilor Moore, seconded by Councilor Patton, to adopt Ordinance No. 02-26.

ORDINANCE NO. 02-26 – AN ORDINANCE REPEALING TIGARD MUNICIPAL CODE CHAPTER 11.05 RELATING TO RESIDUAL SOLID WASTE.

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

7. CONSIDER AN ORDINANCE AMENDING TIGARD MUNICIPAL CODE CHAPTER 1.16 PERTAINING TO CIVIL INFRACTIONS, AND DECLARING AN EMERGENCY

Housing Inspector Albert Shields, Code Compliance Specialist Christine Darnell, Court/Records Manager Nadine Robinson, and Hearings Officer Michael O'Brien reviewed the staff report and presented the rationale behind the staff's proposal for the proposed ordinance to update Chapter 1.16 – Civil Infractions. The amendments to the Code will allow the use of a short form citation, add a "first court appearance" (similar to traffic court), and allow an increase in penalties for first-time offenders.

Motion by Councilor Scheckla, seconded by Councilor Patton, to adopt Ordinance No. 02-27.

ORDINANCE NO. 02-27 – AN ORDINANCE AMENDING CHAPTER 1.16, CIVIL INFRACTIONS, OF THE TIGARD MUNICIPAL CODE AND DECLARING AN EMERGENCY.

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

8. PUBLIC HEARING (INFORMATIONAL) TO CONSIDER ESTABLISHING SANITARY SEWER REIMBURSEMENT DISTRICT NO. 25 – CARMEN STREET

- a. Mayor Griffith opened the public hearing.
- b. Project Engineer Greg Berry presented the staff report on this item, which if approved would establish Sanitary Sewer Reimbursement District No. 25. After a brief discussion with Councilor Scheckla, Mr. Berry advised staff uses the tax assessment rolls to contact property owners and staff will recheck to make sure the list is current. A copy of the staff report is on file in the City Recorder's office.
- c. Public Testimony:
 - Mr. Henry Tieman, 12025 SW Carmen Street, Tigard, Oregon. Mr. Tieman noted a concern about the number of houses that are below street grade and also that there have been lengthy power outages in this area in the past. He asked if a pump would be necessary for these properties. Mr. Berry advised that the sewer would be constructed to utilize gravity flow and pumping would not be necessary.
- d. Staff recommended that the Council adopt the proposed resolution, which would form Reimbursement District NO. 25.
- e. Mayor Griffith closed the public hearing.
- f. Motion by Councilor Moore, seconded by Councilor Patton, to adopt Resolution No. 02-45.

RESOLUTION NO. 02-45 – A RESOLUTION ESTABLISHING SANITARY SEWER REIMBURSEMENT DISTRICT NO. 25 (CARMEN STREET)

The motion was approved by a unanimous vote of Council present:

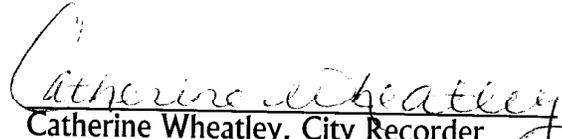
Mayor Griffith	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

9. COUNCIL LIAISON REPORTS: None.

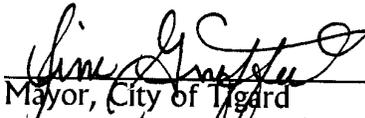
10. NON AGENDA ITEMS: None.

11. EXECUTIVE SESSION: Not held.

12. ADJOURNMENT: 8:59 p.m.


Catherine Wheatley, City Recorder

Attest:



Mayor, City of Tigard

Date: August 13, 2002

\\TIG333\USR\DEPTS\ADM\CATI\MCCM\020709.DOC